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Attorneys for Plaintiff
ORACLE AMERICA, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

ORACLE AMERICA, INC.

Plaintiff,

v.

GOOGLE INC.

Defendant.

Case No. CV 10-03561 WHA

**DECLARATION OF DANIEL P.
MUINO IN SUPPORT OF
PLAINTIFF'S ADMINISTRATIVE
REQUEST TO FILE DOCUMENTS
UNDER SEAL**

Date: May 31, 2011
Time: 11:30 a.m.
Dept.: Courtroom 4, 3rd Floor
Judge: Honorable Donna M. Ryu

1 I, Daniel P. Muino, declare as follows:

2 1. I am an attorney with the law firm of Morrison & Foerster LLP, counsel of record
3 for Plaintiff Oracle America, Inc. ("Oracle"). I am an attorney duly licensed to practice law in the
4 courts of the State of California and am a member of the Bar of this Court. I make this
5 declaration in support of Plaintiff's Administrative Request To File Documents Under Seal. This
6 declaration is based on my personal knowledge, unless otherwise stated, and if called as a witness
7 I could and would testify competently to the facts stated herein.

8 2. Exhibit A to the Declaration of Dorian Daley in Support of Oracle's Request for
9 Access to Attorneys' Eyes Only Information should be filed under seal. This Exhibit is the
10 declaration of Oracle's co-president, Safra Catz, it was filed under seal in the litigation matter
11 *Oracle Corp, et al. v. SAP AG, et al.*, Case No. 07-1658 (N.D. Cal.). This Exhibit is being filed
12 under seal in good faith and Pursuant to Civil Local Rule 79-5. This Exhibit contains Oracle's
13 sensitive confidential information.

14 3. Exhibit B to the Declaration of Dorian Daley in Support of Oracle's Request for
15 Access to Attorneys' Eyes Only Information should be filed under seal. This Exhibit is Oracle's
16 Opposition to Defendants' Motion to Compel No. 3, from the *Oracle Corp, et al. v. SAP AG, et*
17 *al.*, Case No. 07-1658 (N.D. Cal.) case where it was filed under seal. This Exhibit is being filed
18 under seal in good faith and Pursuant to Civil Local Rule 79-5. This Exhibit contains Oracle's
19 sensitive confidential information.

20 4. Exhibit D to the Declaration of Dorian Daley in Support of Oracle's Request for
21 Access to Attorneys' Eyes Only Information should be filed under seal. This Exhibit is
22 Ms. Daley's statement delivered at an unofficial meeting of the Java Community Process, which
23 was a confidential proceeding. This Exhibit is being filed under seal in good faith and Pursuant
24 to Civil Local Rule 79-5.

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1 I declare under penalty of perjury under the laws of the United States that to the best of
2 my knowledge the foregoing is true and correct.

3 Executed on May 26, 2011 at Boston, Massachusetts.

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5 /s/ Daniel P. Muino
Daniel P. Muino
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